

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
TUESDAY, NOVEMBER 13, 1990
AT 9:00 A.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Wolfsheimer at 10:18 a.m. The meeting was recessed by Deputy Mayor Wolfsheimer at 12:12 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Deputy Mayor Wolfsheimer at 2:05 p.m. with Council Members Roberts, Hartly, Pratt, and Mayor O'Connor not present. Deputy Mayor Wolfsheimer adjourned the meeting at 5:14 p.m. to convene the Redevelopment Agency meeting.

ATTENDANCE DURING THE MEETING:

(M) Mayor O'Connor-excused by R-276820 (other official City business and to attend the Urban Summit in New York)

- (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member Hartley-present
 - (4) Council Member Pratt-present
 - (5) Council Member Bernhardt-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour/Fishkin (so,rb)

FILE LOCATION: MINUTES

Nov-13-1990

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

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ITEM-10: INVOCATION

Invocation was given by Imam Sharif M. Battikhi,
Director, Islamic Center of San Diego.

FILE LOCATION: MINUTES

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ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Filner.

FILE LOCATION: MINUTES

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ITEM-30: GRANTED REQUEST FOR HEARING

Matter of the request of Lawrence Jay Ahern, for a hearing of an appeal from the decision of the Planning Commission in granting Planned Residential Development Permit PRD-90-0293 to construct 34 multi-attached one- and two-story residential units. The subject property is located at the southeasterly terminus of Fulton Street, west of Highway 163 and is more particularly described as Parcel 2 of Parcel Map PM-7297 in Zone R-3000 within the Linda Vista Community Plan area.

(Case-90-0293. District-5.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM - PRD-90-0293

COUNCIL ACTION: (Tape location: A030-044.)

MOTION BY BERNHARDT TO GRANT THE REQUEST FOR A HEARING. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-50: (O-91-70) ADOPTED AS ORDINANCE O-17550 (New Series)

Amending Chapter II, Article 6, Division 8, of the San Diego Municipal Code by amending Sections 26.0802 and 26.0803 relating to Citizens Advisory Board on Police/Community Relations.
(Introduced on 10/29/90. Council voted 8-0. District 2 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A160-244.)

CONSENT MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-51: Two actions relative to Growth Management:

(Introduced on 10/29/90. Council voted 7-2. Districts 2 and 4 voted nay.)

Subitem-A: (O-91-62) ADOPTED AS ORDINANCE O-17551 (New Series)

19901113

Amending Chapter X, Article 1, Division 2, of the San Diego Municipal Code by adding Section 101.0270, relating to Land Development; providing for the review of the Fiscal Impacts

of Developments; providing definitions; providing for the effect of this ordinance on other ordinances and regulations; providing for an effective date.

Subitem-B: (O-91-63 Rev.1) ADOPTED AS ORDINANCE O-17552 (New Series)

Amending Chapter X, Article 1, Division 2 of the San Diego Municipal Code by amending Section 101.0260, relating to Interim Development Control.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A160-283.)

MOTION BY HARTLEY TO DISPENSE WITH THE READING AND ADOPT.

Second by Wolfsheimer. Passed by the following vote:

Wolfsheimer-yea, Roberts-nay, Hartley-yea, Pratt-nay, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-100: (R-91-558) ADOPTED AS RESOLUTION R-276839

Awarding a contract to Ed Gomez & Son Landscape Company for complete landscape maintenance of the designated planted and paved center islands, street rights-of-way and perimeter banks in the Gateway Center East Landscape Maintenance District, as may be required for a period of one year beginning November 1, 1990 through October 31, 1991, for an estimated cost of \$54,580.96, with options to renew the contract for four additional one year periods, with option period price increases not to exceed 10 percent of the prices in effect at the end of each prior year; declaring, that in the event the Contractor does not perform to specifications, the Purchasing Agent is authorized to terminate the contract and award to the next low responsive and responsible bidder and to subsequent bidders, if necessary, until a bidder is found who performs to specifications.

(BID-C1770/91)

(District-4.)

FILE LOCATION: STRT-M-226

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-101: (R-91-545) ADOPTED AS RESOLUTION R-276840

Rescinding the contract with Voice and Video, Inc. for
furnishing a 60-month lease/purchase of audio/visual
equipment, previously authorized by Resolution R-276173,
adopted on July 23, 1990; permitting the Police Department
to pursue other options in acquiring the necessary
audio/video equipment. (BID-H1260/90)

FILE LOCATION: CONT-Purchase-Voice and Video, Inc.

COUNCIL ACTION: (Tape location: A310-396.)

MOTION BY ROBERTS TO ADOPT. Second by Hartley. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea,
Pratt-yea, Bernhardt-yea, Henderson-not present, McCarty-not
present, Filner-yea, Mayor O'Connor-not present.

ITEM-102:

Two actions relative to Keiller Neighborhood Park
Development:

(Skyline-Paradise Hills Community Area. District-4.)

Subitem-A: (R-91-702) ADOPTED AS RESOLUTION R-276841

19901113

Inviting bids for Keiller Neighborhood Park Development on
Work Order No. 118913; authorizing the execution of a
contract with the lowest responsible bidder; authorizing
the expenditure of an amount not to exceed \$878,250 from
Other Fund No. 30245.3, CIP-29-257-0, Keiller Neighborhood
Park - Development, Capital Outlay, for providing funds for
said project and related costs; authorizing the City

Auditor and Comptroller, upon advice from the administering
department, to transfer excess budgeted funds, if any, to
the appropriate reserves. (BID-K1893/91)

Subitem-B: (R-91-703) ADOPTED AS RESOLUTION R-276842

Certifying that the information contained in Environmental
Negative Declaration DEP-84-0536, dated September 19, 1984,
in connection with the Keiller Neighborhood Park

Development, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: This project provides for the development of Keiller Neighborhood Park, located on the northwest corner of Lisbon Street and Woodrow Avenue in the Skyline-Paradise Hills Community Planning Area. The proposed development includes grading and the construction of storm drains, retaining walls, a children's play area, concrete curb and sidewalk, security lighting, irrigation, landscaping, and multi-sports fields.

Aud. Cert. 9100320.

FILE LOCATION: W.O. 118913 CONT - L. R. Hubbard Const. Co.,
Inc. CONT FY91-1

COUNCIL ACTION: (Tape location: A400-419.)

MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-103:

Three actions relative to the final subdivision map of Chancellor Park Unit No. 2, a 4-lot subdivision located southwesterly of Eastgate Mall and Towne Centre Drive: (University Community Area. District-1.)

Subitem-A: (R-91-699) ADOPTED AS RESOLUTION R-276843

Authorizing the execution of a Subdivision Improvement Agreement with JB-OS Partnership for the installation and completion of public improvements.

Subitem-B: (R-91-698) ADOPTED AS RESOLUTION R-276844

Approving the final map.

Subitem-C: (R-91-700) ADOPTED AS RESOLUTION R-276845

Vacating the City's interest in an unneeded sewer, water, drainage and public utility easement affecting Lot 3 of Prospect Acres, Map-3803 and Lots 1, 2 and A of Chancellor Park Unit No. 1, Map-12443, pursuant to Section 8300 et seq. of the Streets and Highways Code.

FILE LOCATION: Subitem-A,B: SUBD-Chancellor Park Unit No.
2; Subitem-C: DEED-F-5438 CONT
FY91-1; Deed FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-104:

Three actions relative to the final subdivision map of
Corporate Research Park, an 8-lot subdivision located
southeasterly of Lusk Boulevard and Sorrento Parkway:
(Mira Mesa Community Area. District-6.)

Subitem-A: (R-91-763) ADOPTED AS RESOLUTION R-276846

19901113

Approving the final map.

Subitem-B: (R-91-764) ADOPTED AS RESOLUTION R-276847

Authorizing the Mayor and City Clerk to execute the
certificate of ownership on the final map of Corporate
Research Park, consenting to the preparation and
recordation of the map.

Subitem-C: (R-91-765) ADOPTED AS RESOLUTION R-276848

Dedicating the street reservation in Lot 23 of Map-10602 as
and for a public street and naming the same Headquarters
Point.

FILE LOCATION: Subitem-A,B: SUBD-Corporate Research Park;
Subitem-C: DEED F-5439 Deed FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-105: (R-91-787) ADOPTED AS RESOLUTION R-276849

Approving Parcel Map W.O. 881021, a 2-parcel parcel map
located southeasterly of 69th Street and Madrone Avenue.
(Skyline-Paradise Hills Community Area. District-4.)

FILE LOCATION: SUBD-Parcel Map 876, Parcel D

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-106:

Two actions relative to Parcel Map W.O. No. 890655:
(La Jolla Community Area. District-1.)
Subitem-A: (R-91-761) ADOPTED AS RESOLUTION R-276850

Approving Parcel Map W.O. No. 890655.

Subitem-B: (R-91-762) ADOPTED AS RESOLUTION R-276851

Approving the acceptance by the City Manager of a street
easement deed of Del Mar View Partners, dated April 27,
1990, granting to the City an easement for public street
purposes in a portion of Lot 4 of Mah's Subdivision,
Map-12332; dedicating the land as and for a public street
and naming the same Torrey Hill Court.

FILE LOCATION: Subitem-A: SUBD-Township 14 South, Range 3
West, Sec 7; Subitem-B: DEED F-5440
Deed FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-107: (R-91-788) ADOPTED AS RESOLUTION R-276852

Granting an extension of time to August 1, 1991 to Pardee Construction Company, subdivider, to complete the improvements required for Sun Ridge Vista Unit No. 1. (Mira Mesa Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On September 28, 1987, the City entered into an agreement with Pardee Construction Company, a California Corporation, for the construction of public improvements for Sun Ridge Vista Unit No. 1. The agreement expired September 28, 1989. The subdivider has requested a time extension to August 1, 1991. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: SUBD-Sun Ridge Vista Unit No. 1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-108: (R-91-695) ADOPTED AS RESOLUTION R-276853

Authorizing the execution of a quitclaim deed, quitclaiming to Sudberry-Pardee/CMR No. 31, Ltd., effecting the revestment of abutter's rights of access to Carmel Mountain Road of Lot 1 of Carmel Mountain Ranch, Unit 31, relinquished to the City.

(Carmel Mountain Ranch Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Application has been received by the Engineering and Development Department to revest a 51.43-foot portion of previously relinquished access rights along the east side of Carmel Mountain Road affecting Lot 1 of Carmel Mountain Ranch, Unit 31, in order to provide access to a proposed shopping center. Access rights were relinquished without cost to the City by the filing of Subdivision Map 11760 in 1987. This application has been reviewed by all affected City departments and all have concluded that there is no present or prospective need for the portion to be revested. It is therefore recommended that revestment of access rights be conveyed to the property owner by Quitclaim Deed. There is no designated community planning group for Carmel Mountain Ranch.

FILE LOCATION: DEED F-5441 Deed FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-109: (R-91-681) ADOPTED AS RESOLUTION R-276854

Authorizing the sale by negotiation of a portion of Lot 62, College Gardens Unit 2, Map-4498 (Site 841) for the amount of \$200 to James E. And Billie J. Britt; authorizing the execution of a grant deed, granting to James E. and Billie J. Britt said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

(College Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: This action was initiated by a request from Mr. Britt to consolidate this landlocked, substandard parcel with his adjacent lot. This 51-square-foot parcel is located east of the intersection of Montezuma Road and Yerba Anita Drive in the College Area. The strip is only one foot wide and appears to be a remnant from a long since vacated section of Navajo Road. This parcel is considered in excess of present and future City needs. Its highest and best use, due to its substandard size, would be joinder with the adjacent parcel which surrounds the subject on three sides. The parcel was valued at \$200 by staff appraisal on September 20, 1990. The authorization to enter into exclusive sale negotiations for this site was reviewed and approved by the PF&R Committee on June 13, 1990 and by Council on July 2, 1990. The College Area Community Council reviewed the proposed sale at its June 13, 1990 regular monthly meeting and recommended approval of the sale of this site to the Britts.

FILE LOCATION: DEED F-5442 Deed FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-110: (R-91-279) ADOPTED AS RESOLUTION R-276451

Authorizing the City Manager to terminate the agreement between the City of San Diego and Otay International Center for the deferred construction of a traffic signal at Harvest Road and Otay Center Drive.
(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On July 10, 1989, the City entered into an agreement with Otay International Center, a California Partnership, for the deferred construction of a traffic signal at Otay Center Drive and Harvest Road (Document No. RR-273908). After reviewing several design alternatives, and much input from the Traffic Engineering Section, it was decided that the construction of the signal at this time or in the next 5-10 years, does not appear to be practical or warranted. Due to these circumstances, we are terminating the agreement. The City is to retain the \$65,000, currently on deposit in Account No. 9022, Fund No. 63021, DCR No. 011943, and this will satisfy the requirement for the construction of the signal (Resolution Item #18F, TM-85-0851).

NOTE: This item appeared on the docket of September 10, 1990, Item 159 and was adopted by Council by a 9-0 vote. It is being redocketed at the advice of the City Attorney, to clarify the docket language.

FILE LOCATION: SUBD-Otay International Center Lot No. 1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernardt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-111: (R-91-694) CONTINUED TO JANUARY 14, 1991

Authorizing the execution of a five-year lease agreement with Kearny Moto Park for the development, operation and maintenance of BMX bicycle facility at the Kearny Mesa Park and Recreation Center, at an initial rent of \$100 per month.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: In 1988, the Park and Recreation Department transferred to the Property Department for administration, a Right-of-Entry Permit with Kearny Moto Cross for a portion of land located at 3170 Armstrong Street, adjacent to the Kearny Mesa Recreation Center. The permit allowed the development, operation and maintenance of a BMX bicycle moto

cross park. Historically, the property has been utilized for bicycle racing since the mid-70's. The permit has expired and the operation is currently on a month-to-month agreement.

Pursuant to a request by the Park and Recreation Department, the City Manager is proposing a five-year lease agreement with a starting rent of \$100 per month and a Consumer Price Index Rental adjustment in 2-1/2 years. Due to the inherent risk involved with this activity, Risk Management has carefully reviewed the Moto Cross's \$1 million liability insurance policy and found it to be acceptable. Kearny Moto Cross will operate and maintain the BMX park at no expense to the City.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A286-310.)

MOTION BY BERNHARDT TO CONTINUE TO JANUARY 14, 1991 TO GIVE STAFF AN OPPORTUNITY TO WORK WITH THE COMMUNITY TO RESOLVE NOISE ISSUES. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-112: (R-91-658) ADOPTED AS RESOLUTION R-276855

Authorizing the execution of a contract with The Japanese Friendship Garden Society, Inc. for reimbursement to the Society for a portion of costs associated with development of Phase I of the Japanese Friendship Garden, contingent on the City's receipt of bond funds collected for Fiscal Year 1991, together with any reasonably necessary modifications or amendments which do not increase the project scope or cost and which the City Manager shall deem necessary to carry out the purposes and intent of this project and agreement.

(Balboa Park Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The implementation element of the adopted Balboa Park Master Plan includes a phasing schedule and a financing plan. Many of the projects identified in the implementation element were included in the unsuccessful general obligation bond measure which appeared on the November, 1988 ballot. Among those projects was construction of the Japanese Friendship Garden which the Master Plan now identifies in Phase I (FY 1991 - FY 1997). Full development of the Japanese Garden will occur in four additional phases over the next several years as funds are raised. The

total cost of additional construction is estimated to be in

excess of \$15 million based on 1988 architectural estimates. The majority of funding will come from private sources. The adopted Balboa Park Master Plan identifies a City contribution of \$2 million which would be provided as phased construction of the Garden proceeds. On August 31, 1990 Phase I of the project was opened to the public. Phase I includes an exhibit house with gift shop, snack bar, office and restrooms, a sand and stone garden, decorative fencing, walkways, water basins and other features of a traditional Japanese Garden. The total cost of Phase I is \$1,530,000. The subject agreement provides for a reimbursement to the Japanese Friendship Garden Society of \$525,000 at such time as bond proceeds are available for implementation of the Balboa Park Master Plan. It is expected that the Financial Advisor's recommendations regarding bond financing will be docketed for Council consideration in the next 3-4 months.

Aud. Cert. 9100304.

FILE LOCATION: MEET CONT FY91-1

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-113: (R-91-691) ADOPTED AS RESOLUTION R-276856

Amending the designation of the seven-member Local Assessment Committee set forth in Resolution No. R-274211, adopted August 7, 1989, to designate each of the respective appointee's community interests:

Community-at-Large:

Greg Medico
Maryann Miller
Margaret Welsh

Environmental or Public Interest Groups:

John B. Conway
Lois Fong-Sekai

Affected Businesses and Industries:

A.W. Bill Anderson
Michael Strode

CITY MANAGER SUPPORTING INFORMATION: In August, 1989, when

the City Council appointed the seven-member Local Assessment Committee to assist in siting a hazardous waste transfer station in Otay Mesa, the members were not specifically identified as representatives of the community at large, related commercial interests, or the environmental community, as is stipulated in the Tanner Act (AB 2948). In order to eliminate any confusion in the future, it is recommended that Council specify at this time the interests that the members represent as follows:

Community-at-Large: Greg Medico, Maryann Miller, Margaret Welsh.

Environmental or Public Interest Groups: John B. Conway, Lois Fong-Sekai.

Affected Businesses and Industries: A.W. Bill Anderson, Michael Strode.

We have spoken with each of them, and the above reflects their best recollections.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A286-310.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-150: (R-91-767) ADOPTED AS RESOLUTION R-276857

Council confirmation of the appointment by the Mayor of Dr. Kenji Ima, to serve as a member of the Citizens Advisory Board on Police/Community Relations, for a term ending January 1, 1992.

(See memorandum from Mayor O'Connor dated 10/23/90 with resume attached; and letter from Nghi Van Nguyen.)

COMMITTEE ACTION: Initiated by RULES ON 10/3/90.

Recommendation to approve the expansion of the Police/Community Relations Board from 14 to 15 members and recommend that the Mayor appoint Dr. Kenji Ima as the additional member. Districts 1, 2, 4, 5, 8 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B109-120.)

MOTION BY ROBERTS TO ADOPT. Second by Henderson. Passed by the

following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Nov-13-1990

ITEM-151: NOTED AND FILED

The matter of Preliminary Project Estimates for Proposition E, 1990 Park and Open Space Bond Measure.

(See memorandum from Maureen Stapleton dated 10/4/90.)

COMMITTEE ACTION: Reviewed by PFR on 10/10/90. Recommendation to refer to Council without a recommendation. Districts 3, 6 and 8 voted yea. Districts 1 and 7 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A044-077.)

MOTION BY ROBERTS TO NOTE AND FILE. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

NOTE: See the Supplemental docket of November 13, 1990 for a companion item.

ITEM-200: CONTINUED TO NOVEMBER 19, 1990

(Continued from the meetings of July 30, 1990, Item 51, September 17, 1990, Item 200, September 24, 1990, Item S404, October 8, 1990, Item 200, and October 15, 1990, Item S407; last continued at Councilmember Pratt's request, to come back with revised documents.)

Five actions relative to development in the Future Urbanizing Area:

Subitem-A: (O-90-215)

Amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code, by amending Section 101.0404, relating to the A-1 (Agricultural) Zones.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-B: (O-90-217)

Amending Chapter X, Article 1, Division 9 of the San Diego Municipal Code, by amending Section 101.0901, relating to Planned Residential Developments.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-C: (O-90-219 Rev. 1)

Amending Chapter X, Article 1, Division 5 of the San Diego Municipal Code, by amending Section 101.0510, relating to Conditional Use Permits.

(Introduced as amended on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-D: (O-90-221)

Amending Chapter X, Article 1, Division 4 of the San Diego Municipal Code, by amending Section 101.0403, relating to the FW (Floodway) Zone.

(Introduced on 7/17/90. Council voted 5-3. Districts 2, 4, and 7 voted nay. Mayor not present.)

Subitem-E: (R-90-)

Adoption of further amendments to Council Policy 600-29 (amended July 17, 1990) entitled "Maintenance of the Future Urbanizing Area as an Urban Reserve."

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A160-170; B157-315.)

MOTION BY HENDERSON TO CONTINUE TO NOVEMBER 19, 1990 TO ALLOW THE MAYOR TO BE PRESENT AND FOR FURTHER REVIEW BY THE COMMUNITY. STAFF WAS DIRECTED TO SUBMIT A LIST OF THE MEMBERS OF THE TASK FORCE ON FUTURE URBANIZING TO COUNCILMEMBER McCARTY PRIOR TO THE

NEXT HEARING TO ENSURE THAT THE URBANIZED COMMUNITY IS REPRESENTED. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

ITEM-201: RETURNED TO CITY MANAGER

Two actions relative to the Water Reclamation and Reuse Conceptual Master Plan:
(See City Manager Report CMR-89-383.)

Subitem-A: (R-91-696)

Accepting the Water Reclamation and Reuse Conceptual Master Plan, as set forth in the City Manager Report CMR-89-383.

Subitem-B: (R-91-697)

Certifying that the information contained in the Environmental Impact Report EIR-89-1219, issued in connection with the City's Water Reclamation and Reuse

Conceptual Master Plan, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and the State guidelines, and that said Report, with Statement of Findings and Overriding Considerations have been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The Water Reclamation and Reuse Conceptual Master Plan has been prepared as a preliminary step in fulfilling Council Policy 400-12, "Implementation of Water Reclamation/Reuse," and Ordinance O-17327 which relates to the establishment of a Water Reclamation Master Plan and Implementation Procedures for the City of San Diego.

The Ordinance requires development of a facilities master plan. It also requires installation of reclaimed water distribution systems within new development, which, when utilized would have a long term environmental effect. The Ordinance prohibits the use of potable water supplies for irrigating greenbelt areas,

when reclaimed water is available. It also provides for implementation programs including establishing rules and regulations, public awareness, and financing. The Master Plan and Ordinance both discuss Regulations of Waste Discharge to Sewage Systems. Statements of Findings and Overriding Considerations are attached to the Environmental Impact Report EIR-89-1219 covering the Water Reclamation and Reuse Conceptual Master Plan. More specific Facilities Master Plans will be prepared with additional environmental review.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B316-C451.)

MOTION BY ROBERTS TO RETURN TO THE CITY MANAGER TO BE REDOCKETED AFTER REVIEW BY THE PS&S COMMITTEE. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-330: (R-91-) CONTINUED TO DECEMBER 11, 1990 AT 2:00 P.M.

(Continued from the meeting of October 16, 1990, Item 332, at Councilmember Henderson's request, to allow time to resolve the issues of rezoning major areas.)

Appeal of Alfred C. Strohlein and Charles D. Grim, from the decision of the Planning Director in granting Early Release Single-Family Neighborhood Protection Ordinance (ERSFNPO)

Case-90-3007, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property at 1343 Reed Avenue is located within a single-family neighborhood. The subject property is further described as Lots 11 and 12, Block 288, Pacific Beach Map-923, in Zone R-1500 (Multi-Family), in the Pacific Beach Community Plan area. (ER-90-3007. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE ERSFNPO-90-3007

COUNCIL ACTION: (Tape location: A077-127.)

MOTION BY HENDERSON TO CONTINUE TO DECEMBER 11, 1990 AT 2:00 P.M. FOR FURTHER REVIEW OF THE DESIGN GUIDELINES, THE TANDEM PARKING ISSUE AND REZONING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Nov-13-1990

ITEM-331: (R-91-) CONTINUED TO DECEMBER 11, 1990 AT 2:00 P.M.

(Continued from the meeting of October 16, 1990, Item 333, at Councilmember Henderson's request, to allow time to resolve the issues of rezoning major areas.)
Appeal of Alfred C. Strohlein, from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-90-3026, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property located at 4053 Honeycutt Street is located within a single-family neighborhood. The subject property is further described as Lots 11 and 12,

Block 2, Venice Park Map-991, in Zone R-1500, in the Pacific Beach Community Plan area.

(Case-90-3026. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE ERSFNPO-90-3026

COUNCIL ACTION: (Tape location: A077-C440.)

MOTION BY HENDERSON TO CONTINUE TO DECEMBER 11, 1990 AT 2:00 P.M. FOR FURTHER REVIEW OF THE DESIGN GUIDELINES, THE TANDEM PARKING ISSUE AND REZONING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

Nov-13-1990

ITEM-332: (R-91-) CONTINUED TO DECEMBER 11, 1990 AT 2:00 P.M.

(Continued from the meeting of October 16, 1990, Item 334, at Councilmember Henderson's request, to allow time to resolve the issues of rezoning major areas.)

Appeal of Alfred Strohlein, from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-90-3027, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property located at 3867 Kendall Street is located within a single-family neighborhood. The subject property is further described as Lots 7 and 8, Block 28, Fortuna Park Addition, Tract 894, in Zone R-1500, in the Pacific Beach Community Plan area.

(Case-90-3027. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE ERSFNPO-90-3027

COUNCIL ACTION: (Tape location: A077-C440.)

MOTION BY HENDERSON TO CONTINUE TO DECEMBER 11, 1990 AT 2:00 P.M. FOR FURTHER REVIEW OF THE DESIGN GUIDELINES, THE TANDEM PARKING ISSUE AND REZONING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-333: (R-91-) CONTINUED TO DECEMBER 11, 1990 AT 2:00 P.M.

(Continued from the meeting of October 16, 1990, Item 335, at Councilmember Henderson's request, for time to resolve issues of rezoning major areas.)

Appeal of Alfred C. Strohlein, from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-90-3022, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property at 2058 Reed Avenue is located within a single-family neighborhood. The subject property is further described as Lots 25 & 26, Block 274, Pacific Beach Map-697 & 854, in Zone R-1500 (Multi-Family), in the Pacific Beach Community Plan area.

(ER-90-3022. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE ERSFNPO-90-3022

COUNCIL ACTION: (Tape location: A077-C440.)

MOTION BY HENDERSON TO CONTINUE TO DECEMBER 11, 1990 AT 2:00 P.M. FOR FURTHER REVIEW OF THE DESIGN GUIDELINES, THE TANDEM PARKING ISSUE AND REZONING. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-334: (R-91-676) CONTINUED TO JANUARY 8, 1990

Adoption of a Resolution to extend the Interim Centre City

San Diego Development and Design Ordinance into those areas of the Centre City Community Plan area which fall under jurisdiction of the California Coastal Commission. The Interim Centre City San Diego Development and Design Ordinance is designed to regulate land use, building design, development intensity, and other pertinent development criteria within the jurisdictional boundaries of the Centre City Community Plan.

The Interim Centre City San Diego Development and Design Ordinance constitutes an amendment to the City of San Diego's Local Coastal Program (LCP). If approved by the City Council, the proposed LCP amendment must be submitted to the California Coastal Commission for review and certification. This LCP amendment would not become effective until approved by the California Coastal Commission.

(Districts-2 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The Interim Centre City San Diego Development and Design Ordinance was approved at a second reading by the City Council on September 24, 1990. The effective date of this Ordinance is October 24, 1990. This Interim Ordinance, designed to implement the Preliminary Centre City Plan which was adopted by the City Council on July 23, 1990 and serve as the measure by which Centre City Development projects are reviewed outside of the Marina and Gaslamp Planned Districts currently excludes those areas of the Centre City Community Plan area which fall within the Coastal Zone. In order to bring those areas within the Coastal Zone into conformance with the Interim Ordinance, it is requested that an amendment to the City's Local Coastal Program be granted by the California Coastal Commission. The Coastal Commission is scheduled to review this proposed amendment during scheduled hearings on December 11-14, 1990.

Prior to appearing before the Coastal Commission, it is required that the City Council hold a noticed public hearing on the proposed amendment to the City's Local Coastal Program.

FILE LOCATION: LAND - Centre City Community Plan

COUNCIL ACTION: (Tape location: D017-026.)

MOTION BY FILNER TO CONTINUE TO JANUARY 8, 1991, TO BE HEARD AFTER THE CENTER CITY PLAN WHICH WILL BE HEARD ON DECEMBER 10, 1990. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea,

Filner-yea, Mayor O'Connor-not present.

ITEM-335: (O-91-210) CONTINUED PACIFIC BEACH AND CLAIREMONT
PORTION TO NOVEMBER 19, 1990; CONTINUED
THE CITY-WIDE PLAN TO JANUARY 8, 1991

(Continued from the meeting of September 24, 1990, Item 203, Subitem G, at the Planning Department's request, for further review.)

The proposed City-Wide Multi-Family Design Regulations, which address the issues of bulk, scale, parking, landscaping, and the quality of new multi-family residential development projects. The proposed regulations would amend the R zones (Multiple Family Residential), the City-Wide Landscape Ordinance and the Multi-Family Parking Requirements by establishing:

- Thresholds for discretionary review;
- Lot consolidation prohibition;
- Street facade requirements regarding entries, windows, pedestrian access, garages and carports;
- Flexible building envelope requirements, including front of lot height restrictions, offsetting planes variable yard setbacks, permitted encroachments, and private exterior area;
- Requirements for refuse and general storage areas;
- Screening requirements for utility and refuse areas;
- Alley access parking requirements;
- Parking space size requirements and curb cut limitations;
- and
- Preservation of large tree(s) in front of lot.

The following sections of the San Diego Municipal Code would be amended:

- 101.0410 R Zones (Multiple Family Residential);
- 101.0713 Measures Compliance (City-Wide Landscape Regulations);
- 101.0835 Multi-Family Parking requirements.

These regulations would apply to Multi-Family Residential Ministerial Permit applications City-wide, except in areas governed by Planned District Ordinances.

These proposed regulations were discussed at previous City Council hearings on July 10, 1990 and on July 24, 1990. (City-wide.)

This item, if adopted, will require amendments to the Local Coastal Program which must be submitted for review and

final approval to the California Coastal Commission.

Introduction of an Ordinance amending the San Diego Municipal Code relating to the Multi-Family Design Regulations.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E102-H205.)

Hearing began at 3:05 p.m. and recessed at 3:10 p.m. for a staff report from the City Attorney's Office regarding Item 341.

Hearing resumed at at 3:11 p.m. and halted at 5:10 p.m.

Testimony in favor by Opal Trueblood, Carole Landsman, Eric Nasland, James Robbins, and Dave Odell.

Testimony in opposition by Ken Kellogg, Jim Johnson, Steven Barow, John Setter, Robert Thiele, Ian Epley, and J. Spencer Lake.

Motion by Hartley to continue the item to January, 1991. Second by Wolfsheimer. Failed. Yeas: 1,3. Nays: 2,6,7,8. Not present: 4,5,M.

Deputy Mayor Wolfsheimer closed the hearing.

MOTION BY HENDERSON TO CONTINUE THAT PORTION OF THE ORDINANCE RELATING TO PACIFIC BEACH AND CLAIREMONT TO MONDAY, NOVEMBER 19, 1990, AND DIRECT THE CITY ATTORNEY TO DRAFT AN ORDINANCE APPROVING THE TASK FORCE RECOMMENDATIONS LIMITED IN ITS GEOGRAPHY TO PACIFIC BEACH AND CLAIREMONT. CONTINUE THE CITY-WIDE PLAN TO JANUARY 8, 1991, AT 2:00 P.M. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-336: (R-91-499) ADOPTED AS RESOLUTION R-276861

Vacating Lahinch Drive between Waterville Road and Airway Road and adjacent to Lots 9-10 and Lots 15-16 of Brown Field Business Park, Unit 1, Map-12279, under Resolution of Intention R-276656, adopted on October 8, 1990.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The proposed vacation has been requested to accommodate and facilitate the development of the adjacent properties. The subject right-of-way was granted to the City to comply with the tentative map conditions for Brown Field Business Park, which recorded as Map-12279 on December 14, 1988. The subject vacation is located in the Otay

Mesa Community and is within the Otay Mesa Development District. The area-of-vacation totals approximately 41,800 square feet and is proposed for consolidation with the adjacent properties to create a six-parcel map totalling approximately 14.73 acres. Development of the proposed parcels will require an Otay Mesa Development District Permit. No residential development will be permitted. The Planning Commission recommended approval of the vacation on May 24, 1990 by a 7-0 vote. The request for vacation has also been reviewed by the Otay Mesa Planning Group, which recommended approval on July 18, 1990, by a 10-0 vote. The area-of-vacation is unimproved and does not contain public utilities or franchise facilities; therefore, easement reservations will not be required. The right-of-way was required as a tentative map condition to provide circulation for the proposed industrial complex. All of the rights-of-way for the future industrial complex have been constructed with the exception of the subject right-of-way. Recently, a traffic study was prepared to provide estimated traffic volumes. Upon review of the study, it has been indicated that the present street improvements can accommodate the estimated traffic volumes and that the construction of Lahinch Drive will not be required. Staff review has indicated that the right-of-way to be vacated is no longer required for present or prospective public use. The public benefits made possible by this vacation are relieving the City of maintenance responsibility and returning the property to the tax rolls. The right-of-way may be vacated with no restrictions.

FILE LOCATION: DEED F-5443; STRT J-2751 DEED Fy91-1

COUNCIL ACTION: (Tape location: E071-097.)

Hearing began at 2:58 p.m. and halted at 2:59 p.m.

MOTION BY FILNER TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-337: (R-91-949) ADOPTED AS RESOLUTION R-276862
DENIED APPEAL, DENIED VARIANCE

(Continued from the meetings of August 4, 1987, Item 334, and September 22, 1987, Item 335; last continued to be brought back as a companion item with the street vacation.) Appeal of Victor and Irene Vilchek, from the decision of the Board of Zoning Appeals in denying Case C-19446, a request for a fence variance for property located at 2001

Cordero Avenue, in Zone R1-6000, in the Torrey Pines Community Plan area. The subject property is further described as Lots 6 & 7, Block 34 of Del Mar Heights Map-157. The applicants/appellants have requested the variance:

- 1) To maintain 15' of chain link fence 6'3" high and 15' of solid fence 5'0" high in the 15' front yard, where 3'0" high solid fence, with 3'0" high 50 percent open fence on top is permitted within the 15' required front yard;
- 2) To maintain 93' of 5'0" high solid fence on the street side yard where 3'0" high solid fence with 3'0" high, 50 percent open fence on top is permitted within 10' street side yard; and
- 3) To maintain 134'6" of maximum 9'3" high fence and gate combination in the public right-of-way where 3'0" high solid fence with 3'0" high, 50 percent open fence on top is permitted.

(C-19446. District-1.)

Adoption of a Resolution granting or denying the appeal and granting or denying the request for a variance, with appropriate findings to support Council action.

FILE LOCATION: ZONE - ZONING APPEALS CASE C-19446

COUNCIL ACTION: (Tape location: H210-243.)

Hearing began at 5:11 p.m. and halted at 5:13 p.m.

MOTION BY HENDERSON TO DENY THE REQUEST FOR THE VARIANCE, AS RECOMMENDED BY DEPUTY MAYOR WOLFSHEIMER, AND DIRECT THE VILCHECKS TO CORRECT, WITHIN 60 DAYS, THE ENCROACHMENTS THAT LIE ON THE PROPERTY. DIRECT THE CITY ATTORNEY TO TAKE ACTION IF THE ENCROACHMENTS ARE NOT CORRECTED AT THE END OF 60 DAYS. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-338: CONTINUED TO NOVEMBER 27, 1990
(Continued from the meeting of October 16, 1990, Item 337,
at Councilmember Roberts' request, to allow staff to
provide answers to questions raised during the hearing.)

Matter of two appeals by 1) Point Loma Nazarene College by
Rebecca Michael, Attorney and 2) Ann Swanson and Michael
Taylor McGreevy from the decision of the Planning
Commission in granting a request for Coastal Development
Permit CDP-87-0142 and Conditional Use Permit CUP-87-0142
(an amendment to CUP-82-0205). Point Loma Nazarene College
(the applicant) is appealing conditions of the permits.
Ann Swanson and Michael Taylor McGreevy are opposing the
approval of the project.

The project proposes to allow additions and modifications
to the existing Point Loma Nazarene College, which will
modernize and regroup campus facilities. The subject
property is approximately 87 acres in size, located at 3900
Lomaland Drive, and is more particularly described as
Parcels 1, 3 and 4 of Parcel Map PM-1889, in Zone
R1-5000/HR within the Peninsula Community Plan area.
(CUP/CDP-87-0142. District-2.)

Subitem-A: (R-91-)

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-87-0142 and
conditions contained in Mitigation Monitoring and Reporting
Program has been completed in compliance with the
California Environmental Quality Act of 1970 and State
guidelines, and that said report has been reviewed and
considered by the Council and adopting appropriate findings
of mitigation, feasibility or project alternatives pursuant
to California Public Resources Code Section 21081.

Subitem-B: (R-91-)

Adoption of a Resolution granting or denying the appeal and
granting or denying the permits, with appropriate findings
to support Council action.

FILE LOCATION: PERM - CDP; CUP 87-0142

COUNCIL ACTION: (Tape location: D011-016.)

MOTION BY BERNHARDT TO CONTINUE TO NOVEMBER 27, 1990, AS
REQUESTED BY COUNCIL MEMBER ROBERTS TO ALLOW TIME TO ADDRESS
UNRESOLVED ISSUES. Second by Filner. Passed by the following
vote: Wolfsheimer-yea, Roberts-not present, Hartley-not
present, Pratt-not present, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-339: (R-91-) CONTINUED TO DECEMBER 11, 1990
(Continued from the meetings of July 31, 1990, Item 342,
September 24, 1990, Item 204, and October 16, 1990, Item
341; last continued at Mayor O'Connor's request, for
further review.)

Appeal of Robert McDonald by John McEvoy, Attorney, and
Alfred Strohlein from the decision of the Planning Director
in approving Early Release Single-Family Neighborhood
Protection Ordinance Case-90-3018, which requests an early
release from the Single-Family Neighborhood Protection
Ordinance (ERSFNPO), which was adopted by the City Council
on August 7, 1988. The ordinance restricts the replacement
of single-family residences in multi-family zones. The
applicant is requesting an Early Release from this
restriction to determine if the property at 3959, 3961, and
3969 Riviera Drive is located within a single-family
neighborhood. The subject property is further described as
Lots 7-12, Block 11, Second Fortuna Park Addition, Map-895,
in Zone R-1500 (Multi-Family), in the Pacific Beach
Community Plan area.

(ER-90-3018. District-6.)

Adoption of a Resolution granting or denying the appeal and
granting or denying the early release, with appropriate
findings to support Council action.

FILE LOCATION: ZONE - ERSFNPO ER-90-3018

COUNCIL ACTION: (Tape location: D005-010.)

MOTION BY HENDERSON TO CONTINUE ITEMS 339 AND 340 TO
DECEMBER 11, 1990, TO HEAR WITH RELATED ITEMS. Second by
Bernhardt. Passed by the following vote: Wolfsheimer-yea,
Roberts-not present, Hartley-not present, Pratt-not present,
Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

ITEM-340: (R-91-) CONTINUED TO DECEMBER 11, 1990

(Continued from the meetings of July 31, 1990, Item 343,
September 24, 1990, Item 205 and October 16, 1990, Item
342; last continued at Mayor O'Connor's request, for
further review.)

Appeal of Rebecca and Stephen Hardesty, from the decision of the Planning Director in approving Early Release Single-Family Neighborhood Protection Ordinance Case-90-3019, which requests an early release from the Single-Family Neighborhood Protection Ordinance (ERSFNPO), which was adopted by the City Council on August 7, 1988. The ordinance restricts the replacement of single-family residences in multi-family zones. The applicant is requesting an Early Release from this restriction to determine if the property at 1411 Thomas Avenue is located within a single-family neighborhood. The subject property is further described as Lots 4 & 5, Block 268, Pacific Beach Map-697, in Zone R-1500 (Multi-Family), in the Pacific Beach Community Plan area.
(ER-90-3019. District-6.)

Adoption of a Resolution granting or denying the appeal and granting or denying the early release, with appropriate findings to support Council action.

FILE LOCATION: ZONE - ERSFNPO ER-90-3019

COUNCIL ACTION: (Tape location: D010-010.)

MOTION BY HENDERSON TO CONTINUE ITEMS 339 AND 340 TO DECEMBER 11, 1990, TO HEAR WITH RELATED ITEMS. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-not present, Pratt-not present, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-341: (R-91-950) ADOPTED AS RESOLUTION R-276863, DENIED
APPEAL GRANTED HISTORICAL SITE
DESIGNATION

19901113

(Continued from the meeting of October 30, 1990, Item 331, at Councilmember Filner's request, for a report from the Planning Department.)

Appeal of Dr. Stanley E. Willis II, by Michael Sidley Evans, Attorney, from the decision of the Historical Site Board in approving historical site designation of the Park Manor Apartment Hotel as Site No. 251, Grade 1. The subject property is located at 525 Spruce Street.

(District-8.)

Adoption of a Resolution granting or denying the appeal and granting or denying the historical site designation, with appropriate findings to support Council action.

FILE LOCATION: GEN'L - Historical Site Board Decisions,
Appeals, Etc. - Park Manor Apartment Hotel

COUNCIL ACTION: (Tape location: D035-E070.)

Hearing began at 2:10 p.m. and recessed at 2:20 p.m. due to lack of a quorum. A quorum was present at 2:23 p.m. and the meeting resumed. Hearing halted at 2:58 p.m.

Council Member Bernhardt left at 2:20 p.m. Council Members Roberts and Hartley entered at 2:23 p.m.

Testimony in favor by Maria Lia.

Testimony in opposition by Al Alfreso.

Motion by Henderson to continue to February 5, 1991, and refer the matter back to the Historical Site Board for further review.

Second by McCarty. No vote.

MOTION BY HARTLEY TO DENY THE APPEAL AND UPHOLD THE ACTION OF THE HISTORICAL SITE BOARD. STAYED THE DESIGNATION UNTIL JANUARY 23, 1991, WITH CONDITIONS THAT NO PERMITS BE ISSUED FOR DEMOLITION OR SUBSTANTIAL ALTERATION OF THE PROPERTY, AND CONDITIONED UPON THE CITY COUNCIL RECEIVING A LETTER FROM THE PROPERTY OWNER GUARANTEEING THAT NO WORK WILL BE UNDERTAKEN

OR

DEMOLITION APPLIED FOR. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-not present, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

Nov-13-1990

* ITEM-S500: (R-91-808) ADOPTED AS RESOLUTION R-276858

Welcoming Lt. Cdr. Cristobal Colon to the City of San Diego as we mark the beginning of San Diego's participation in festivities for the 1992 Columbus Quincentennial.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A286-310.)

MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S501: (R-91-649) ADOPTED AS RESOLUTION R-276859

(Continued from the meeting of November 5, 1990, Item 151, at the City Manager's request, due to lack of time.)

Approving the Mission Bay Park Master Plan for Land and Water Use Update Work Program.

(See City Manager Report CMR-90-296. Mission Bay Community Area. District-2.)

COMMITTEE ACTION: Reviewed by PFR on 9/12/90. Recommendation to: 1) Accept the Coordinator's report, with C-3's comments and the understanding that the newly formed CPC Subcommittee on Mission Bay will continue its efforts to survey all planning groups Citywide and send reports back to the Manager to supplement the Outreach Coordinator's report. 2) Direct the Manager to continue the Planning Phase Consultant selection with the direction that the four finalists submit scoping proposals and fee schedules as part of, and prior to, the final selection with a report to the PFR Committee on their efforts. Districts 3, 6, 7 and 8 voted yea. District 1 voted nay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A419-494.)

MOTION BY HENDERSON TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S502: (R-91-546) ADOPTED AS RESOLUTION R-276860

(Continued from the meeting of November 5, 1990, Item 101, at the City Manager's request, for a report from the Fire

Department, for the Fire Department to consider the rules and regulations of State law regarding fire retardant office furniture to be sure the product is legal and if it is a practical problem if industry standards are not met.) Awarding contracts for furnishing office furniture, as may be required for a period of one year beginning November 1,

1990 through October 31, 1991, for an estimated cost of \$142,324.39, including tax and terms, Sections I through V only: (BID-H1787/91)

1. Arenson Office Furniture for Section I - Desks; Section II - Tables; Section III - Vertical Files; Section IV - Office Chairs; Section V - Gas Cylinder Chairs; Section VI - Executive Furnishings for the following brands: Anderson, Chairworld, G.F. Furniture and La-Z Boy; with options to renew the contract for two additional one year periods.
2. Parron Hall for Section VI - Executive Furnishings for the following brands: Harpers and Krueger.
3. Southwest Business Interiors for Section VI - Executive Furnishings for the following brands: Commercial CHR, Gunlocke, Hon and Steelcase, with options to renew the contract for two additional one year periods.
4. Eastman for Section VI - Executive Furnishings for the following brands: Chromecraft, and Haworth; with options to renew the contract for two additional one year periods.
5. McMahon Desk of San Diego for Section VI - Executive Furnishings, for the following brands: Alba, Charvoz, KT Furniture, Lazris and M & J Desk; with options to renew the contract for two additional one year periods.
6. Seal Furniture for Section VI - Executive Furnishings for the following brands: Bendetti, GGG Mfg., Kimball, Signature and St. Timothy's; with options to renew the contract for two additional one year periods.
7. Office Pavilion for Section VI - Executive Furnishings for the following brands: Condi and Howe; with options to renew the contract for two additional one-year periods.

FILE LOCATION: CONT-Purchase-Arenson Office Furniture;
Parron Hall; Southwest Business Interiors;
Eastman; McMahon Desk of San Diego; Seal
Furniture; Office Pavilion CONT FY
91-7

COUNCIL ACTION: (Tape location: A498-B086.)

MOTION BY ROBERTS TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

ITEM-S503: (O-91-61) INTRODUCED AND ADOPTED AS ORDINANCE
O-17553 (New Series)

(Continued from the meetings of October 30, 1990, Item 337, and November 5, 1990, Item S403; last continued at the City Manager's request, due to lack of time.)

Introduction and adoption of an Ordinance amending Ordinance No. O-17504 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17504-1, as amended and adopted therein, by exempting one Deputy Director position from the Classified Service; amending the personnel authorization schedule of the Water Utilities Department (700) Clean Water Program (70711) to reflect the position as Unclassified; and establishing a salary rate.

CITY MANAGER SUPPORTING INFORMATION: This Ordinance will create the Clean Water Program Deputy Director for Construction Management and will exempt this position from the Classified Service. This action will facilitate implementation of the Clean Water Program. The Deputy Director for Construction Management for the Clean Water Program will be responsible for construction of all projects connected with the expansion and upgrade of the Metropolitan Sewerage System.
WU-CWP-91-041.

NOTE: The first public hearing was held on October 30, 1990, Item 209. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B086-096.)

MOTION BY HENDERSON TO INTRODUCE, DISPENSE WITH READING AND ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

ITEM-S504: (O-91-68) INTRODUCED AND ADOPTED AS ORDINANCE
O-17554 (New Series)

(Continued from the meetings of October 30, 1990, Item 338, and November 5, 1990, Item S404; last continued at the City

Manager's request, due to lack of time.)

Introduction and Adoption of an Ordinance amending Ordinance No. O-17504 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1990-91 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year" by amending Document No. OO-17504-1, as amended and adopted therein, by amending the personnel authorization of the Water Utilities Department (41500) Engineering Division to delete one Senior Drafting Aide position and add in lieu thereof one Assistant Deputy Director position; exempting the Assistant Deputy Director from the Classified Service; and establishing a salary rate.

CITY MANAGER SUPPORTING INFORMATION: This Ordinance will exempt an Assistant Deputy Director from the Classified Service.

This action will provide the Water Utilities Engineering Division with enhanced administrative capabilities, to ensure timely and appropriate implementation of all engineering responsibilities. The Division is responsible for Capital Improvements Program planning, design of replacement and expansion of water and wastewater projects, and contract construction of water and sewer facilities. The annual allocation for the Capital Improvements Program is \$125,000,000. At present the work effort is overseen solely by a Deputy Director. The Civil Service Commission reviewed this request pursuant to Charter Section 117 on September 6, 1990, and approved the proposed exemption.

WU-U-91-010.

NOTE: The first public hearing was held on October 30, 1990, Item 210. Today's action is the second public hearing for the introduction and adoption of the Ordinance.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B096-103.)

MOTION BY HENDERSON TO INTRODUCE, DISPENSE WITH READING AND ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

NOTE: This is a companion item to Item 200 on the regular docket of Tuesday, November 13, 1990.

ITEM-S505: CONTINUED TO NOVEMBER 19, 1990

Six actions relative to development in the Future
Urbanizing Area:

Subitem-A: (O-90-215 Rev. 1)

Introduction of an Ordinance amending Chapter X, Article 1,
Division 4 of the San Diego Municipal Code, by amending
Section 101.0404, relating to the A-1 (Agricultural Zones).
(Revised as directed by Council on 10/16/90, Item S407.)

Subitem-B: (O-90-217 Rev. 1)

Introduction of an Ordinance amending Chapter X, Article 1,
Division 9 of the San Diego Municipal Code, by amending
Section 101.0901, relating to Planned Residential
Developments.
(Revised as directed by Council on 10/16/90, Item S407.)

Subitem-C: (O-90-219 Rev. 2)

Introduction of an Ordinance amending Chapter X, Article 1,
Division 5 of the San Diego Municipal Code, by amending
Section 101.0510, relating to Conditional Use Permits.
(Revised as directed by Council on 10/16/90, Item S407.)

Subitem-D: (O-90-221 Rev. 1)

Introduction of an Ordinance amending Chapter X, Article 1,
Division 4 of the San Diego Municipal Code, by amending
Section 101.0403, relating to the FW (Floodway) Zone.
(Revised as directed by Council on 10/16/90, Item S407.)

Subitem-E: (R-91-800)

Adoption of a Resolution amending Council Policy 600-29
entitled "Maintenance of the Future Urbanizing Area as an
Urban Reserve".

(Revised as directed by Council on 10/16/90, Item S407.)

Subitem-F: (O-91-76)

Introduction and adoption, as an emergency measure, of an
Interim Zoning Ordinance pursuant to Section 101.0203.1 of
the San Diego Municipal Code, relating to the suspension of
discretionary development approvals in the North City
Future Urbanizing Area until necessary amendments to the
above listed policies and regulations become effective and
the Council approves the preliminary delineation of the
Environmental Tier within the North City area, or for one
year, whichever occurs first.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A160-170; B157-315.)

MOTION BY HENDERSON TO CONTINUE TO NOVEMBER 19, 1990 TO ALLOW
THE MAYOR TO BE PRESENT AND TIME FOR FURTHER REVIEW BY THE
COMMUNITY. STAFF IS DIRECTED TO FURNISH A LIST OF THE TASK

FORCE ON FUTURE URBANIZING TO ENSURE THAT A MEMBER OF THE URBANIZED COMMUNITY IS REPRESENTED. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S506: CONTINUED TO NOVEMBER 19, 1990

Two actions relative to the Construction Public Safety Communications Project/Pre-Engineered Buildings:
(BID-K1831/91)

(See 1472A page for supporting information.)

Subitem-A: (R-91-717)

Approving the plans and specifications for Construction of Public Safety Communications Project - Pre Engineered Buildings/Variou Locations on Work Order No. 119637; accepting the sole acceptable bid of \$444,000 and awarding a contract to Tower Structures, Inc. for the project; authorizing the expenditure of an amount not to exceed \$444,000 from CIP-33-395.0, Police and Fire Communications Project, Capital Outlay - Other 302453, for the project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-91-)

Certifying that the information contained in Environmental Negative Declaration DEP No's 90-0846, 90-0847, 90-0848, 90-0849, 90-0850, and 90-0873, dated October 12, 1990, in connection with Construction of Public Safety Communications Project - Pre-Engineered Buildings/Variou Locations, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that the Declaration has been reviewed and considered by the Council.

Aud. Cert. 9100336.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C459-461.)

MOTION BY HENDERSON TO CONTINUE TO NOVEMBER 19, 1990 AT THE CITY MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S507:

CONTINUED TO NOVEMBER 19, 1990

Two actions relative to Construction of Public Safety
Communications Project/Radio Towers and Monopoles:
(BID-K1830/91)

(See 1472A page for supporting information.)

Subitem-A: (R-91-716)

Approving the specifications for Construction of Public
Safety Communications - Project radio Towers and
Monopoles/Various Locations on Work Order No. 119636;
accepting the sole acceptable bid of \$381,553 and awarding
a contract to Tower Structures, Inc. for the project;
authorizing the expenditure of an amount not to exceed
\$553,000 from CIP-33-395.0, Police and Fire Communications
Project, Capital Outlay - Other 302453, for the project and
related costs; authorizing the Auditor and Comptroller,
upon advice from the administering department, to transfer
excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-91-)

Certifying that the information contained in Environmental
Negative Declaration DEP No's 90-0846, 90-0847, 90-0848,
90-0849, 90-0850, and 90-0873, dated October 12, 1990 in
connection with Construction of Public Safety
Communications Project - Project Radio Towers and
Monopoles/Various Locations, has been completed in
compliance with the California Environmental Quality Act of
1970 and State guidelines, and that the Declaration has
been reviewed and considered by the Council.
Aud. Cert. 9100335.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: C459-461.)

MOTION BY HENDERSON TO CONTINUE TO NOVEMBER 19, 1990 AT THE CITY
MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Wolfsheimer.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-CS-1: (R-91-820) ADOPTED AS RESOLUTION R-276864

A Resolution adopted by the City Council in Closed Session
on November 13, 1990:

Authorizing the City Manager to pay the total sum of

\$28,793.58 in settlement of each and every claim against the City, its agents and employees, resulting from the property damage to the residence of Tom and Jeri Grady; authorizing the City Auditor and Comptroller to issue one check in the amount of \$28,793,58 to Luth and Turley, Inc. in full settlement of all claims.
Aud.Cert. 9100352

FILE LOCATION: MEET

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Roberts recognized Ron Lochhead, a recent retiree, wishing him a speedy recovery.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D256-277.)

PUBLIC COMMENT:

None.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wolfsheimer at 5:14 p.m. in honor of the memory of George Wayne Orman.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H250-256).